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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

JUNE BACON-BERCEY,

Plaintiff,

v.

COL. ROBERT J. SULLIVAN (RET.) and  
JENNIFER L. CASTRO,

Defendants.

Case No. CV 11-4242 JCS

**STIPULATION AND [PROPOSED]  
ORDER REGARDING BRIEFING  
SCHEDULE FOR DEFENDANT'S  
MOTION TO DISMISS**

**STIPULATION**

*Pro se* Plaintiff June Bacon-Bercey ("Plaintiff"), and defendants Col. Robert J. Sullivan (Ret.) and Jennifer L. Castro ("Defendants") by and through their counsel of record, hereby stipulate and agree as follows:

1. On September 2, 2011, Defendants filed a Motion to Dismiss Plaintiff's Complaint, noticing it for a hearing before United States Magistrate Judge Joseph C. Spero on October 14, 2011 at 9:30 a.m.

2. Currently, pursuant to Civil Local Rule 7-3, the deadline to file an opposition to the Motion to Dismiss is September 19, 2011.

3. Plaintiff and Defendants seek a brief extension of time in order to engage in

efforts to seek resolution of this case. Subject to the Court's approval, the parties hereby agree and stipulate to the following briefing schedule for the Motion to Dismiss: any opposition to the motion must be filed and served by October 14, 2011 and Defendants' reply must be filed and served by October 24, 2011. The parties further agree that the hearing on the Motion to Dismiss will be continued from October 14, 2011 to November 4, 2011.

IT IS SO STIPULATED.

Respectfully submitted,  
MELINDA HAAG  
United States Attorney

Dated: September 19, 2011

/s/ Ann Marie Reding  
ANN MARIE REDING  
Assistant United States Attorney  
Attorneys for the United States of America

Dated: September 19, 2011

JUNE BACON-BERCEY  
Attorneys for Plaintiff Michael Wells

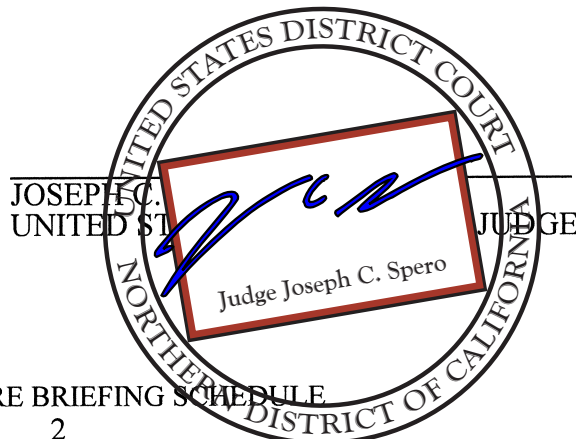
**[PROPOSED] ORDER**

Pursuant to the stipulation by the parties, and good cause having been shown, it is hereby ordered that Defendants' Motion to Dismiss Plaintiff's Complaint will be heard on November 4, 2011, at 9:30 a.m. Any opposition to the Motion to Dismiss shall be filed and served by October 14, 2011. Defendant's reply shall be filed and served by October 24, 2011.

IT IS SO ORDERED.

Dated: 9/26/11

JOSEPH C.  
UNITED STATES



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7 IT IS SO STIPULATED.

8 Respectfully submitted,  
9 MELINDA HAAG  
United States Attorney

10 Dated: September 19, 2011

11 /s/ Ann Marie Reding  
12 ANN MARIE REDING  
13 Assistant United States Attorney  
14 Attorneys for the United States of America  
15 1

16 Dated: September 19, 2011

17   
18 JUNE BACON-BERCEY  
19 Attorneys for Plaintiff Michael Wells

20 [PROPOSED] ORDER

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22 ordered that Defendants' Motion to Dismiss Plaintiff's Complaint will be heard on November 4,  
23 2011, at 9:30 a.m. Any opposition to the Motion to Dismiss shall be filed and served by October  
24 14, 2011. Defendant's reply shall be filed and served by October 24, 2011.

25 IT IS SO ORDERED.

26 JOSEPH C. SPERO  
27 UNITED STATES MAGISTRATE JUDGE  
28

STIPULATION AND [PROPOSED] ORDER RE BRIEFING SCHEDULE  
Case No. 11-4242-JCS 2